

USE OF MUNICIPAL HOTEL OCCUPANCY TAX REVENUE BY
CERTAIN MUNICIPALITIES

CHAPTER 616

H.B. No. 4029

AN ACT

relating to the use of municipal hotel occupancy tax revenue by certain municipalities.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. The heading to Section 351.1054, Tax Code, is amended to read as follows:

Sec. 351.1054. ALLOCATION OF REVENUE: *ELIGIBLE BARRIER ISLAND COASTAL MUNICIPALITY [FOR ECOLOGICAL TOURISM AND SPACECRAFT AND SPACEPORT ACTIVITIES BY CERTAIN MUNICIPALITIES]*.

SECTION 2. Sections 351.1054(b) and (c), Tax Code, are amended to read as follows:

(b) Notwithstanding any other provision of this chapter, an eligible barrier island coastal municipality may use revenue from the municipal hotel occupancy tax for:

(1) promotional and event expenses for an ecological tourism event, including an event for which the primary attraction is traveling to an area of natural or ecological interest for the purpose of observing and learning about wildlife and the area's natural environment, if:

(A) a majority of the event's participants are tourists; and

(B) the event substantially increases economic activity at hotels and motels within or in the vicinity of the municipality; ~~and~~

(2) expenses directly related to:

(A) the acquisition of sites to observe spacecraft and spaceport activities; and

(B) the construction, improvement, enlarging, equipping, repairing, operation, and maintenance of facilities utilized by hotel guests to observe and learn about spacecraft and spaceport operations; *and*

(3) *expenses directly related to the construction, improvement, equipping, repairing, operation, and maintenance of coastal sports facilities owned by the municipality, including boat docks, boat ramps, and fishing piers used by hotel guests, if:*

(A) the coastal sports facilities have been used in the preceding calendar year a combined total of more than five times for district, state, regional, or national sports tournaments or events; and

(B) the majority of the events at the coastal sports facilities are directly related to a sports tournament or event in which the majority of participants are tourists who substantially increase economic activity at hotels within or in the vicinity of the municipality.

(c) A municipality may use for the purposes provided by Subsections (b)(1), ~~and~~ (2), *and* (3) not more than the greater of:

(1) 15 percent of the hotel occupancy tax revenue collected by the municipality; or

(2) the amount of tax received by the municipality at the rate of one percent of the cost of a room.

SECTION 3. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.

Passed by the House on May 4, 2017: Yeas 139, Nays 4, 2 present, not voting; the House concurred in Senate amendments to H.B. No. 4029 on May 25, 2017: Yeas

128, Nays 12, 2 present, not voting; passed by the Senate, with amendments, on May 23, 2017: Yeas 26, Nays 5.

Filed without signature June 12, 2017.

Effective June 12, 2017.

**USE OF REVENUE FROM MUNICIPAL HOTEL OCCUPANCY
TAXES FOR A SPORTS FACILITY OR FIELD IN CERTAIN
MUNICIPALITIES**

CHAPTER 617

H.B. No. 4187

AN ACT

relating to the use of revenue from municipal hotel occupancy taxes for a sports facility or field in certain municipalities.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 351.1078, Tax Code, is amended by adding Subsections (a-1) and (c) to read as follows:

(a-1) The report described by Subsection (a)(2) shall be made accessible through a link that appears in a prominent place on the municipality's Internet website.

(c) At least annually, a municipality to which this section applies shall compare the area hotel revenue that is attributable to sporting events held at the sporting related facility or sports field described by Section 351.101(i) to the projected annual amount of that revenue anticipated by the municipality to be generated as a result of the construction or expansion of the facility or field. If area hotel revenue attributable to sporting events held at the facility or field is less than the projected amount, the municipality shall, as soon as practicable, develop and implement a plan to increase that revenue.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this Act does not receive the vote necessary for immediate effect, this Act takes effect September 1, 2017.

Passed by the House on May 9, 2017: Yeas 140, Nays 5, 2 present, not voting; the House concurred in Senate amendments to H.B. No. 4187 on May 26, 2017: Yeas 125, Nays 20, 1 present, not voting; passed by the Senate, with amendments, on May 24, 2017: Yeas 27, Nays 4.

Filed without signature June 12, 2017.

Effective June 12, 2017.

**CREATION OF THE CELINA MUNICIPAL MANAGEMENT
DISTRICT NO. 2; PROVIDING AUTHORITY TO ISSUE BONDS
AND IMPOSE ASSESSMENTS, FEES, AND TAXES**

CHAPTER 618

H.B. No. 4268

AN ACT

relating to the creation of the Celina Municipal Management District No. 2; providing authority to issue bonds and impose assessments, fees, and taxes.

Be it enacted by the Legislature of the State of Texas: